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**MAILED**  
**APR 13 2010**  
**OFFICE OF PETITIONS**

In re Patent No. 7,604,970	:
Bamas-Jacques et al.	:
Issue Date: October 20, 2009	:
Application No.10/603,282	:
Filed: June 25, 2003	:
Attorney Docket No.	:
FRAV2002/0013US NP	:
Title: NOVEL VARIANTS OF THE	:
PAPM POLYPEPTIDE OF BACTERIA OF	:
THE STREPTOMYCES GENUS	:

This is a decision on the petition filed on October 20, 2009, which is being treated as a petition under 37 CFR 1.705(d) requesting that the patent term adjustment indicated on the above-identified patent be corrected to indicate that the term of the above-identified patent is extended or adjusted by one thousand eight hundred seventeen (1,817) days.

The petition to correct the patent term adjustment indicated on the above-identified patent to indicate that the term of the above-identified patent is extended or adjusted by **one thousand eight hundred eighty-two (1882) days** is **GRANTED TO THE EXTENT INDICATED**.

Pursuant to their duty of candor and good faith to the Office, patentees disclose that the Determination of Patent Term Adjustment under 35 U.S.C. § 154(b) patentees have informed the Office that there is an instances in which a 65 day reduction is required. Patentees contend that a response to the restriction requirement of November 4, 2008 was submitted on April 10, 2009. However, a review of the record shows that a response was filed on November 14, 2008. A non-final Office action was mailed on January 21, 2009 to which a reply was submitted on April 10,

2009, which was within the shortened three-month reply period. Thus a 65-day reduction is not required.

The application is being forwarded to the Certificates of Branch for issuance of a certificate of correction. The Office will issue a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by one thousand eight hundred eighty-two (1,882) days.

The Office acknowledges submission of the \$200.00 fee set forth in 37 CFR 1.18(e). No additional fees are required.

Telephone inquiries specific to this matter should be directed to Petitions Attorney, Charlema Grant at (571) 272-3215.



Anthony Knight  
Director  
Office of Petitions

Enclosure: Copy of DRAFT Certificate of Correction

UNITED STATES PATENT AND TRADEMARK OFFICE  
**CERTIFICATE OF CORRECTION**

PATENT : 7,604,970 B2

DATED : October 20, 2009

**DRAFT**

INVENTOR(S) : Bamas-Jacques. et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[\*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 1532 days

Delete the phrase "by 1532 days" and insert – by 1882 days--